



John Fouts <fouts.john@gmail.com>

CMS Expedited Urgent FOIA Request - With Fee Waiver Request - John R. Fouts and child JAF - See Attached -- 2025-02-12



1 message

John Fouts <fouts.john@gmail.com>
To: FOIA_Request@cms.hhs.gov

Wed, Feb 12, 2025 at 6:26 PM

Please see the attached.

--

Equalizing Justice and Compassion for All,**John R. Fouts, MBA** fouts.john@gmail.com Fax. 502.996.8246 <https://youtube.com/@sfn-life> <https://sfnlife.org>***"When injustice becomes law. Resistance becomes duty."***

~ Attributed to Thomas Jefferson ~

"A minority is powerless while it conforms to the majority."

~ Attributed to Henry David Thoreau, Civil Disobedience ~

[2025-02-12-CMS-FOIA-Request-For-Expedited-Request-and-Fee-Waiver-John-R-Fouts-and-child-JAF.pdf](#)



John Fouts <fouts.john@gmail.com>

OPOLE Beneficiary Acknowledgment Letter - 022020257029 Citizen Fouts

1 message

CMS OPOLE FOIA <OPOLEFOIA@cms.hhs.gov>
To: "Fouts.John@gmail.com" <Fouts.John@gmail.com>

Mon, Mar 31, 2025 at 9:27 AM

Greetings.

CMS does not complete forms, i.e., affidavits, certification of no records or questionnaires.

Please see the attached acknowledgement letter in response to your request. *This letter does not serve as a request for payment and no prepayment should be submitted without a CMS invoice.*

Allow 20 business days, not including weekends and holidays, for the information.

For Medicare beneficiary claim records – Requestors, including third party requestors with proper Medicare HIPAA authorization, can now submit their FOIA/Privacy Act requests for an individual's Medicare claims directly to CMS via our new Medicare Beneficiary Claims Portal <https://foia-request.cms.gov/> and ***select Medicare or Medicaid at the bottom of the screen. Do not click the link at the top of the screen.***

This portal is the most efficient and timely way for CMS to gather records and respond to all our Medicare claim records requesters. You will receive a confirmation once completed.

E-mail your request to <mailto:OPOLEFOIA@cms.hhs.gov>

Mail your request in an envelope, clearly marked "FOIA Request", to:

Freedom of Information Act Office
Mail Stop DO-01-40
[7500 Security Boulevard](#)
[Baltimore, Maryland 21244](#)


Please choose only one method to submit your request to avoid duplicate requests (i.e., identical requests received via different means). CMS will act only on one request.

For more information, access our CMS FOIA Service Center - <https://www.cms.gov/freedom-information-act-foia-service-center>

Centers for Medicare & Medicaid Services (CMS)

Office of Program Operations & Local Engagement (OPOLE)

Freedom of Information Act Team (FOIA) - (TY)

 **OPOLE Beneficiary Acknowledgment Letter - 022020257029 Citizen Fouts.pdf**
202K

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop DO-01-40
Baltimore, Maryland 21244-1850



OFFICE OF PROGRAM OPERATIONS & LOCAL ENGAGEMENT

3/31/2025

John R. Fouts, MBA
2904 Sitka Dr. L29
Louisville, KY 40299

Re: Control # 022020257029 PIN XT5U

Subject: KY - Requesting Beneficiary Records

On behalf of John Fouts

Dear John R. Fouts, MBA:

Check the status of your request at the CMS FOIA website: <https://foia-request.cms.gov/check-status> by entering the control and PIN numbers in the required fields.

The Centers for Medicare & Medicaid Services (CMS) received your Freedom of Information Act (FOIA) request dated 2/12/2025. Our initial review indicates that the responsive documents, if they exist, can be released directly to you. We will contact you if we need additional clarification or if your request results in a large volume of records that requires extensive search, production and review.

The FOIA law assumes that requesters are willing to pay processing fees of up to \$25. If estimated fees exceed \$25, we will ask you to agree in writing to pay, and may suspend processing until the confirmation is received. For requests where estimated fees exceed \$250, CMS is authorized to collect the fees **in advance**.

Please note that CMS receives a very high volume of FOIA requests. The following unusual circumstances, as defined by Federal FOIA Regulations, may impact our ability to fulfill a FOIA request within 20 business days: (1) the request requires us to search for and collect records from multiple components and/or field offices; (2) the request involves records that must be located, compiled, transferred to be reviewed. Our processing policy includes factors such as the date of the request as well as the complexity of the request in accordance with federal regulations

☐ ***Your request for ‘certification’ of responsive records is denied*** because requests asking for certification must indicate that the responsive records will be used as evidence in a judicial proceeding with an active court case number and it must state the United States Government or the Department of Health and Human Services is a not party in the judicial proceeding.

New Portal!

For faster responses to your request, please refer to portal information shown below.

We've improved the process for submitting Freedom of Information Act (FOIA) requests to CMS! No paper, fax, or email needed! This allows the public to submit requests quickly and electronically directly into our requests database.

Looking to request Medicare claim records? Check out our [Medicare Beneficiary Claims Portal](#)
- This portal allows third party requestors and beneficiaries to submit FOIA/Privacy requests for Medicare beneficiary claim records. *Please be prepared to upload the required Medicare HIPAA authorization form and any other supporting documents required for third party requests to the portal.*

For more information, access our CMS [FOIA Service Center](#).

If you are not satisfied with any aspect of the processing and handling of this request, please contact The CMS OPOLE FOIA Office at OPOLEFOIA@cms.hhs.gov.

Sincerely,

/s/

CMS OPOLE FOIA Office

[FORMAL FOIA APPEAL - USPS OIG FOIA No. 2025-IGFP-00406]

To: Appeals Officer
1735 N. Lynn Street
Arlington, VA 22209-2020

Email: FOIA@uspsoig.gov

Fax: 703-248-4626

Subject: FOIA Appeal - Inadequate Response to FOIA Request No. 2025-IGFP-00406

Date: 2025-04-03

From: Mr. John R. Fouts

2904 Sitka Drive L29

Louisville, KY 40299

fouts.john@gmail.com

To Whom It May Concern:

This is a formal appeal regarding the U.S. Postal Service Office of Inspector General's response to my FOIA request (2025-IGFP-00406) submitted on March 13, 2025. The response received on April 1, 2025, is wholly inadequate and fails to fulfill your agency's obligation under 5 U.S.C. § 552.

Grounds for Appeal:

1. Failure to Provide Requested Records:

The documents provided were merely copies of the original complaint exhibit that I submitted to your agency. The FOIA request explicitly asked for:

- Internal communications
- Status updates
- Names and contact info for investigators
- Notes, logs, emails, and other responsive materials
- Any existing surveillance video

None of this was provided, and the production of my own submission document as a "response" is not considered adequate disclosure.

Complaint **Contacts** Related Hotline Supporting Info Refer Allegation

No Case Agent Assigned

HL Number: 2903111111111111 **No Closure or Return Comments**

Allegation Number: 2903111111111111 **Referred to Consumer Affairs without investigation**

Case Agent: Consumer Affairs

Assignment Date: 03/14/2025

Assigned To: Consumer Affairs

AFO Closure Comments:

AFO Returns Comments:

Refer Complaint →

2. **Improper Withholding and Omission Without Vaughn Index:**

There was no Vaughn Index provided, despite my specific demand for one in the original request. If no responsive internal materials exist, this raises serious questions about whether the investigation was conducted at all or whether records are being improperly withheld.

3. **Failure to Acknowledge Compelling Need:**

The denial of expedited processing failed to consider that this request directly relates to issues involving potential criminal negligence, mail fraud, and obstruction of justice.

Requested Relief: I demand a full and proper search of all systems and departments that may have responsive materials, as well as:

- A new, substantive response disclosing all existing documents
- A complete Vaughn Index for any redacted or withheld records
- Internal review logs or closure justifications for the complaints listed

Please consider this appeal timely and filed within the statutory window. Failure to remedy this denial will result in legal escalation and potential litigation.

Sincerely,

John R. Fouts

fouts.john@gmail.com

502-956-0052

CRIMINAL REFERRAL ADDENDUM (UPDATED)

To: Federal Law Enforcement, DOJ Civil Rights Division, USPS OIG, FBI, and Other Relevant Investigative Entities, Commonwealth of Kentucky Attorney's Office

Subject: Addendum to Criminal Complaint - Expanded Allegations of Criminal Negligence, Intentional Infliction of Emotional Distress, and Ongoing Neuro-Harm

Re: Housing RICO Scheme, Denial of Essential Services, and Brain Injury Coverup

Pursuant to 18 U.S.C. § 4 (Misprision of Felony), I am formally updating and expanding my previously submitted criminal referrals to include the following additional charges against the parties identified in prior documents:

- **Attempted Manslaughter** through continued exposure to known toxins and denial of safe housing while engaging in retaliatory eviction actions
- **Criminal Negligence** in response to repeated, documented complaints including systemic medical neglect
- **Torture under CAT** (Convention Against Torture), via deliberate, ongoing exposure to noxious substances and mental torment
- **NIED and IIED:** Negligent and Intentional Infliction of Emotional Distress due to targeting, humiliation, gaslighting, and the withholding of life-sustaining care
- **Evidence of Brain Injury (FDG-PET scan)** confirming structural harm related to systemic abuse and obstruction of care

All parties previously named in the original March 14th RICO and organized fraud submission should be considered part of this expanded complaint.

Immediate investigation and criminal prosecution are not only justified, they are essential.

ADDENDUM: NIOSH HHE Coordination Notice

A Health Hazard Evaluation (HHE) has also been requested with the National Institute for Occupational Safety and Health (NIOSH) for an independent assessment of the neurotoxic and environmental risks at Station J-Town. Given the involvement of federally regulated housing and documented systemic exposure, coordination with NIOSH is advised. The complaint includes evidence of:

- Mold, ventilation and air quality violations
- Symptoms of chronic systemic poisoning
- Retaliatory actions against the victim
- Neurological damage confirmed via FDG-PET imaging

NIOSH has been contacted directly and a formal HHE request is being submitted via the online system. I request that your agencies coordinate and request a full transfer or joint handling of this complaint alongside NIOSH under OSHA and CDC jurisdiction, as this rises to a critical public health emergency and ongoing risk to life.

The HHE case documentation will be submitted separately but is directly tied to all matters described in this FOIA appeal and criminal referral.

Respectfully submitted,

John R. Fouts, MBA

fouts.john@gmail.com

P. 502-956-0052 Text Only – ADA Accommodations

F. 502.996.8246 – HIPAA Compliant



John Fouts <fouts.john@gmail.com>

FW: Webform submission from: Records On Myself

FOIA <foia@uspsoig.gov>

Tue, Apr 1, 2025 at 9:58 AM

To: "fouts.john@gmail.com" <fouts.john@gmail.com>

Dear Mr. Fouts:

Please find attached our final response to your FOIA request.

Sincerely,

USPS OIG FOIA Team

From: Office of Inspector General <website-noreply@uspsoig.gov>**Sent:** Friday, March 14, 2025 9:58 AM**To:** FOIA <foia@uspsoig.gov>**Subject:** Webform submission from: Records On Myself**EXTERNAL EMAIL:** Stop and use caution before clicking on links or opening attachments.

Submitted on Fri, 03/14/2025 - 09:57

Submitted by: Anonymous

Submitted values are:

Select

Mr.

Your First Name

JOHN

Your Middle Name

ROBERT

Your Last Name

FOUTS

Your Home Phone Number

502-956-0052

Your Fax Number

502-996-8246

Your Email AddressFOUTS.JOHN@GMAIL.COM**Your Address**[2904 SITKA DR. L29](#)

LOUISVILLE, Kentucky. 40299

I am...

USPS Customer

On behalf of

The American People and all USPS customers whose rights to secure, unimpeded mail delivery have been violated.

Report Name or Number (if known)

RECORD 51727 COMPLAINT 75586 ALSO COMPLAINT 75533

Detailed Description of Records Requested

I request all records, internal notes, and communication logs regarding RECORD 51727 COMPLAINT 75586, filed on 2025-03-14.

Please provide:

The assigned investigator(s) and their contact details.
Status updates on the complaint, including any actions taken.
All internal correspondence, emails, memos, and communications related to this complaint.
Any and all available unaltered video and/or audio recordings associated with the complaint.
All internal notes, including handwritten documents, tracking logs, and facsimiles.
Postal Service facility video taken in lobbies, building perimeter, and parking lots
All classified, restricted, or protected materials related to this complaint, with the legal basis for any classification under FOIA exemptions.
If any portion of the requested records is withheld or redacted, I demand a Vaughn Index, which must detail:

The specific legal exemption being claimed for each redaction or withheld document.
A description of the withheld material sufficient to assess its nature without revealing protected content.
A clear justification for non-disclosure for each instance of withholding.
This request is made under 5 U.S.C. § 552 (FOIA), and I expect a full and prompt response within 20 business days as required by law. Delays, failure to provide all requested materials, or refusal to release a Vaughn Index for any redacted or withheld information will result in immediate legal escalation.

I AM REQUESTING FOR THIS FOIA TO BE EXPEDITED.

Upload Identification

2024-12-10-Federal-Court-Front-Of-Medicare-Card-John-R-Fouts-MBA.jpg

Your Full Name

JOHN R. FOUTS

Your Phone Number

502-956-0052

Your Date of Birth

1979-01-31

Your Place of Birth

LOUISVILLE, KY

Your Current Address

2904 SITKA DR. L29
LOUISVILLE, KY 40299

Declare Signature

JOHN R. FOUTS (JRF)

Your Printed Name

JOHN R. FOUTS

Date

2025-03-14

3 attachments — [Download all attachments](#)



2025-IGFP-00406 Fouts, John Final Response.pdf

136K [View as HTML](#) [Download](#)



250314HER34306 Release.pdf

11189K [View as HTML](#) [Download](#)



250314HZF34355 Release.pdf

11288K [View as HTML](#) [Download](#)



OFFICE OF INSPECTOR GENERAL
UNITED STATES POSTAL SERVICE

April 1, 2025

Mr. John R. Fouts
2904 Sitka Drive L29
Louisville, KY 40299

via email: FOUTS.JOHN@GMAIL.COM

RE: USPS OIG FOIA No. 2025-IGFP-00406

Dear Mr. Fouts:

This responds to your March 13 Freedom of Information Act (FOIA) to the U.S. Postal Service Office of Inspector General (OIG) request for records related to:

- All records, internal notes, and communication logs regarding RECORD 51727 COMPLAINT 75586, filed on 2025-03-14, ALSO COMPLAINT 75533. Specifically, you requested:
 - The assigned investigator(s) and their contact details.
 - Status updates on the complaint, including any actions taken.
 - All internal correspondence, emails, memos, and communications related to this complaint.
 - Any and all available unaltered video and/or audio recordings associated with the complaint.
 - All internal notes, including handwritten documents, tracking logs, and facsimiles.
 - Postal Service facility video taken in lobbies, building perimeter, and parking lots
 - All classified, restricted, or protected materials related to this complaint, with the legal basis for any classification under FOIA exemptions.
- If any portion of the requested records is withheld or redacted, I demand a Vaughn Index, which must detail:
 - The specific legal exemption being claimed for each redaction or withheld document.
 - A description of the withheld material sufficient to assess its nature without revealing protected content.
 - A clear justification for non-disclosure for each instance of withholding.

We cannot grant your request for expedited processing as it does not meet the criteria established within our agency guidelines. We provide for expedited processing when requesters demonstrate a “compelling need.” You can demonstrate compelling need in one of two ways: (1) establish your failure to obtain the records quickly could reasonably be expected to pose an imminent threat to the life or physical safety of an individual; or, (2) if you are primarily engaged in dissemination of information, and demonstrate that an “urgency to inform the public concerning actual or alleged Federal Government activity” exists.

The FOIA is about records we have in our possession. The FOIA provides only for disclosing federal agency records and does not require government agencies to answer questions, conduct unreasonably burdensome research, or create records¹. FOIA does not let you appeal any investigative decisions or ask us to research aside from searching for responsive records.

The FOIA sheds light on an agency's performance of its statutory duties. The FOIA provides that any person has a right, enforceable in court, to obtain access to federal agency records, unless such records (or portions of them) are protected from public disclosure by one of nine exemptions or by one of three special law enforcement record exclusions.

The U.S. Postal Service comprises the Postal Service, the U.S. Postal Inspection Service (USPIS); the Postal Rate Commission (PRC); and the OIG; each with its own area of responsibility and individual FOIA office. This response is on behalf of the OIG only.

The Postal Service Records Office establishes procedures to ensure Postal Service records management practices comply with both the FOIA and Privacy Act. The Records Office is the designated custodian for non-law enforcement Postal Service records; including but not limited to contracting and employment/personnel records. Additional information regarding the Postal Service FOIA program can be found at <https://about.usps.com/who-we-are/foia/welcome.htm>.

The USPIS is the law enforcement, crime prevention, and security arm of USPS, and is the designated custodian for postal records relating to Postal Service law enforcement issues. The USPIS is a federal law enforcement entity charged with enforcing the Federal statutes involving mail fraud, illegal drugs, external mail theft, and other postal crimes, including revenue deficiencies, and are responsible for safety and security of all postal employees and facilities. Additional information regarding the USPIS FOIA program can be found at [Terms of Service and Legal | USPIS](#).

The OIG is an independent agency, created in 1997, with oversight authority over audits and investigations of Postal and Inspection Service fraud, abuse, and misconduct. The OIG's mission is to prevent, detect, and report fraud, theft, and misconduct, and promote efficiency in the operation of the Postal Service.

While the OIG has "oversight authority" for activities of the above referenced entities, the OIG is a separate agency and does not have management authority over the daily operations of either the Postal Service or USPIS. In addition, the OIG FOIA office does not have access to records maintained by the Postal Service or UPSIS and cannot direct either FOIA office to release records under their control. Likewise, the OIG Deputy General Counsel has no authority to review FOIA determinations issued by the Postal Service or USPIS.

Using your name and email address, we conducted multiple searches of the electronic database maintained by the OIG Hotline and Office of Investigations. We located two complaint files, totaling 75 pages, responsive to your request. We reviewed all 75 pages in accordance with the FOIA and considered the foreseeable harm standard in applying any applicable FOIA exemptions.

¹ The Supreme Court has ruled that "the FOIA imposes no duty on the agency to create records." *Forsham v. Harris*, 445 U.S. 169, 186 (1980) (citing *NLRB v. Sears, Roebuck & Co.*, 421 U.S. 132, 161-62 (1975)).

We determined all 75 pages are appropriate for release without redaction; copies are attached.

As you can see from the released pages, the Hotline reviewed complaint 250314HAL34306 and determined the issues raised fall under the jurisdiction of the Postal Service and referred your complaint to the attention of your local USPS Consumer and Industry Affairs Office for any action deemed necessary.

You may wish to direct a copy of your request to the Postal Service, if you have not already done so, as it would be the more likely repository for additional records, if any exist. Written requests for the Postal Service are accepted online at <https://pfoiapal.usps.com/>, via email at foia12@usps.gov, via phone at (202) 268-2608, via fax at (202) 268-5353, or in writing at:

Manager Records Office
U.S. Postal Service
475 L'Enfant Plaza SW, Room 1P830
Washington, DC 20260-1101

The Hotline reviewed complaint file 250314HZF34355, and determined it to be a duplicate of the above referenced complaint and closed the file with no further action.

Neither the FOIA nor the Inspector General Act provides FOIA requestors the authority to appeal an OIG's decision to either close a complaint file or proceed with the investigative process.

If you have questions regarding the processing of this request, please submit them in writing to foia@uspsoig.gov. We will provide you an answer within two working days. You may also contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you are not satisfied with our action on your FOIA request, you may file an administrative appeal. To do so, write to the attention of, Appeals Officer, 1735 N. Lynn Street, Arlington, VA 22209-2020, within 90 days of the date of this letter. We accept written appeals via U.S. Mail; e-mail to FOIA@uspsoig.gov; or fax to 703-248-4626. Include the initial request number (e.g., 20XX-IGXX-00XXX) and the date of this letter. Explain what specific action the FOIA Office took that you are appealing. Mark all correspondence "Freedom of Information Act Appeal."

Sincerely,



Tanya Hefley
USPS OIG FOIA Officer

April 1, 2025

Mr. John R. Fouts
2904 Sitka Drive L29
Louisville, KY 40299

via email: FOUTS.JOHN@GMAIL.COM

RE: USPS OIG FOIA No. 2025-IGFP-00406

Dear Mr. Fouts:

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Sincerely,

Tanya Hefley
USPS OIG FOIA Officer



John Fouts <fouts.john@gmail.com>

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1 message

FOIA <foia@uspsoig.gov>

Tue, Apr 1, 2025 at 9:58 AM

To: "fouts.john@gmail.com" <fouts.john@gmail.com>

Dear Mr. Fouts:

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Sincerely,

USPS OIG FOIA Team

From: Office of Inspector General <website-noreply@uspsoig.gov>**Sent:** Friday, March 14, 2025 9:58 AM**To:** FOIA <foia@uspsoig.gov>**Subject:** Webform submission from: Records On Myself**EXTERNAL EMAIL:** Stop and use caution before clicking on links or opening attachments.

Submitted on Fri, 03/14/2025 - 09:57

Submitted by: Anonymous

Submitted values are:

Select

Mr.

Your First Name

JOHN

Your Middle Name

ROBERT

Your Last Name

FOUTS

Your Home Phone Number

502-956-0052

Your Fax Number

502-996-8246

Your Email AddressFOUTS.JOHN@GMAIL.COM**Your Address**[2904 SITKA DR. L29](#)

LOUISVILLE, Kentucky. 40299

I am...

USPS Customer

On behalf of

The American People and all USPS customers whose rights to secure, unimpeded mail delivery have been violated.

Report Name or Number (if known)

RECORD 51727 COMPLAINT 75586 ALSO COMPLAINT 75533

Detailed Description of Records Requested

I request all records, internal notes, and communication logs regarding RECORD 51727 COMPLAINT 75586, filed on 2025-03-14.

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All internal notes, including handwritten documents, tracking logs, and facsimiles.
Postal Service facility video taken in lobbies, building perimeter, and parking lots
All classified, restricted, or protected materials related to this complaint, with the legal basis for any classification under FOIA exemptions.
If any portion of the requested records is withheld or redacted, I demand a Vaughn Index, which must detail:

The specific legal exemption being claimed for each redaction or withheld document.
A description of the withheld material sufficient to assess its nature without revealing protected content.
A clear justification for non-disclosure for each instance of withholding.
This request is made under 5 U.S.C. § 552 (FOIA), and I expect a full and prompt response within 20 business days as required by law. Delays, failure to provide all requested materials, or refusal to release a Vaughn Index for any redacted or withheld information will result in immediate legal escalation.

I AM REQUESTING FOR THIS FOIA TO BE EXPEDITED.

Upload Identification

2024-12-10-Federal-Court-Front-Of-Medicare-Card-John-R-Fouts-MBA.jpg

Your Full Name

JOHN R. FOUTS

Your Phone Number

502-956-0052

Your Date of Birth

1979-01-31

Your Place of Birth

LOUISVILLE, KY

Your Current Address

2904 SITKA DR. L29
LOUISVILLE, KY 40299

Declare Signature

JOHN R. FOUTS (JRF)

Your Printed Name

JOHN R. FOUTS

Date

2025-03-14

3 attachments



2025-IGFP-00406 Fouts, John Final Response.pdf
136K



250314HER34306 Release.pdf
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